

IN THE UNITED STATES PATENT & TRADEMARK OFFICE
RESPONSE/AMENDMENT

6P 1761

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DW

Box Non-Fee Amendment

ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Dear Sir:

Transmitted herewith is a RESPONSE for the patent application.

Inventor(s): Roger W. Gutzwein, et al. Confirmation No.

Serial No.: 09/638,704 Group Art Unit: 1761

Date Filed: August 14, 2000 Examiner: A. Weier



Case Docket No. 7724M

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on January 2, 2002.

Erich D. Hemm	47,286
Name of Attorney/Agent	Registration No.
<u>E.D.H.</u>	
Signature of Attorney or Agent	

Title: METHODS AND SYSTEMS UTILIZING DELAYED DILUTION, MIXING AND FILTRATION FOR PROVIDING CUSTOMIZED BEVERAGES ON DEMAND

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ORIGINALLY FILED**

1. No additional fee is known to be required.
2. The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)		OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA*		RATE	Fee
TOTAL	*	MINUS	**	=	x \$18 =	\$	
INDEP.	*	MINUS	***	=	x \$80 =	\$	
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						+ \$270 =	\$
						TOTAL	\$

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the highest number of total claims previously paid for is less than 20, write "20" in this space.

*** If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

3. The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for timely response to the Office Action dated October 1, 2001 in the above-identified application to preserve pendency of said application. The processing fee under 37 CFR §1.17 has been determined as follows: \$400.00 for a 2-month extension of time.
4. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.
 - a. Any patent application processing fees under 37 CFR §1.16.
 - b. Any patent application processing fees under 37 CFR §1.17.
5. The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

Erich D. Hemm
Attorney for Applicants
Registration No. 47,286
Tel. No. (513) 634-2084

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Date: January 2, 2002
Customer No. 27752

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Erich D. Henn Name of Attorney <i>E.D.H.</i> Signature of Attorney	47,286 Registration No.



Case 7724M

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of :
ROGER W. GUTWEIN ET AL. :
 Serial No.: 09/638,704 : Group Art Unit: 1761
 Filed: August 14, 2000 : Examiner: A. Weier
 Title: METHODS AND SYSTEMS :
 UTILIZING DELAYED DILUTION, MIXING
 AND FILTRATION FOR PROVIDING
 CUSTOMIZED BEVERAGES ON DEMAND

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
 Washington, D.C. 20231

Dear Sir:

This is in response to the Office Action dated October 1, 2001 in the above-identified patent application. The Examiner is respectfully requested to reconsider the application in view of the following remarks. Applicants hereby traverse the Restriction Requirement made by the Examiner and provisionally elect Claims 1-15, 39-40, and 47-48 drawn to a system or apparatus for making a customized coffee product, for examination in the present application. Applicants reserve the right to file a petition from requirement for restriction pursuant to 37 C.F.R. 1.144.

REMARKS

Claims 1-54 are pending in the case. The Examiner requires restriction under 35 U.S.C. §121 to one of three groups of claims identified as follows:

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